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Customer No. 07278

Docket No.: 20264/000M728-US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Miljenko Dumic *et al.*

Application No.: 10/624,911

Art Unit: 1623

Filed: July 21, 2003

Examiner: Elli PESELEV

For: NOVEL AMORPHOUS 9-DEOXO-9A-AZA-  
9A-METHYL-9A-HOMOERYTHROMYCIN A,  
PROCESS FOR PREPARING THE SAME AND  
USES THEREOF

Confirmation No.: 7098

**AMENDMENT IN RESPONSE TO FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Final Office Action dated October 22, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.



AMENDMENT TRANSMITTAL LETTER

Docket No.  
20264/000M728-US0

Application No. 10/624,911	Filing Date July 21, 2003	Examiner E. Peslev	Art Unit 1623
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Applicant(s): Miljenko Dumic *et al.*

Invention: NOVEL AMORPHOUS 9-DEOXO-9A-AZA-9A-METHYL-9A-HOMOERYTHROMYCIN A, PROCESS FOR PREPARING THE SAME, AND USES THEREOF

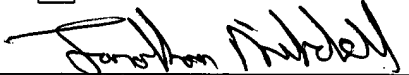
TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	33	- 41 =		x	0.00
Independent Claims	2	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

- ☒ Large Entity
- ☐ Small Entity
- ☐ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_
- ☒ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 04-0100 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

  
Jonathan P. Mitchell, Ph.D.  
Attorney Reg. No.: 50,239

Dated: January 21, 2005

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